



Hudson River Valley Greenway

Memorandum of Understanding Face Page

DATE: March 11, 2015

PROJECT

Village of Cold Spring Code Update, as set forth in detail in Schedule 1.

GRANTEE

Village of Cold Spring
85 Main Street
Cold Spring, NY 10516
A Municipal Corporation

GREENWAY

Hudson River Valley Greenway Communities Council

Name: Mark Castiglione
Title: Acting Executive Director
Telephone: (518) 473-3835
Facsimile: (518-473-4518
E-Mail: hrvg@hudsongreenway.ny.gov
Address: 625 Broadway – 4th Floor
Albany, New York 12207-2995

SPECIAL AWARD CONDITIONS

CONTRACT ID: PL 15-03-03-P

CONTRACT TYPE:

Greenway Communities Grant
 Greenway Compact Grant

CONTRACT PERIOD

From: March 11, 2015
To: Two years after the date of execution

FUNDING AMOUNT

\$ 10,000.00, (Ten thousand dollars)

GRANTEE'S GREENWAY STATUS AS OF:

September 1998
 Greenway Planning Community
 Greenway Compact Community

GRANTEE NYS VENDOR ID#: 1000002128

GRANTEE FEDERAL TAX ID #: 14-6002137

CHIEF ELECTED/AUTHORIZED SIGNER

Name: Ralph Fallon
Title: Mayor
Telephone: 845-265-3611
E-Mail 1: mayor@coldspringny.gov
Grantee correct as necessary

LEAD PROJECT CONTACT

Name: Jack L. Goldstein
Title: Chair, Code Update Committee
Address: PO Box 18
Cold Spring, NY 10516
Telephone: 347-756-1208
E-Mail 1: jlgzoningupdatecommittee@gmail.com
Grantee correct as necessary

Memorandum of Understanding Signature Page

IN WITNESS WHEREOF, the parties hereto have executed this MOU as of the latest parties' signature date written below:

For the **GREENWAY**:

For the **GRANTEE**:

Mark Castiglione
Acting Executive Director
Greenway Communities Council

Ralph Fallon
Mayor
Village of Cold Spring

Date _____

Date _____

State of New York)

County of)

On this _____ day of _____ in the year 20____,
before me personally came

_____, to me known, and
known to me to be the person described in and who executed
the foregoing instrument and he/she acknowledged to me
that he/she executed the same.

Notary Public

MEMORANDUM OF UNDERSTANDING

I. BACKGROUND

This Memorandum of Understanding (MOU) is by and between the **GREENWAY**, a council of state and local government, and the **GRANTEE**, as identified on the Face Page hereof.

II. PURPOSE

The purpose of this MOU is to provide assistance to the **GRANTEE** for the **PROJECT**, as set forth in Schedule 1.

III. STATEMENT OF MUTUAL INTEREST AND BENEFITS

The Hudson River Valley Greenway Act calls for the creation of a regional planning compact among the villages, towns and cities of the Hudson River Valley Greenway area. The purposes of the compact are to foster regional planning, protect natural and cultural resources, enhance public access to the Hudson River, promote economic development (including tourism, agriculture and urban redevelopment) and foster heritage and environmental education. The Hudson River Valley Greenway Act authorizes the Council to fund projects related to the development of the Compact.

Land use decisions that affect the immediate and long-range protection of the State's natural and cultural resources, impact economic development and guide the growth and development of New York and its communities are made by local governments. Community planning, incorporating the goals of the Greenway, offers an approach to protect our natural and cultural resources, encourage economic development, promote heritage and environmental education, foster regional partnerships and regional planning, and increase public access to the Hudson River and other natural areas and recreational opportunities.

Communities may voluntarily participate in the development and implementation of the planning compact. Communities participating in the compact process will become eligible for Greenway technical and financial assistance. The **GRANTEE** voted to participate and was accepted into the Greenway as identified on the Face Page hereof.

NOW THEREFORE, in consideration of the above premises, the parties agree as follows:

IV. THE GREENWAY

The **GREENWAY** shall provide financial assistance pursuant to this MOU.

The **GREENWAY** shall be responsible for enforcement of the provisions of this MOU and may refuse to authorize payment on any work performed where such work has not been performed with care, skill and diligence, and in accordance with applicable professional standards or where such work does not fulfill the letter or the intent of the provisions of this MOU.

V. THE GRANTEE

A. Description of Work Program.

The project elements are described in the scope of services, which is attached hereto as **Schedule 1**.

B. Matching Funds

The **GRANTEE** shall provide matching funds for this grant to be not less than the funds provided by the **GREENWAY**. Matching funds may include, but are not limited to, in-kind services (see Section V.C.), grants received and/or cash contributed as set forth in the project budget, which is attached hereto as **Schedule 1**.

C. In-Kind Services

The **GRANTEE** shall provide, to the extent practicable, the **GREENWAY** with an accounting of actual volunteer time and time spent by other in-kind service providers if such time is to be applied to the match required under this MOU. Cash, force account labor, real property, and donated professional services, labor, equipment, supplies and materials all can be used as the applicant's share of project costs. The entire share must be related to the project for which funds are requested, be fully documented, and fall entirely within the MOU term (see Section IX). The **GREENWAY** shall require certification of donated professional services.

D. Use of Products Produced, Copyright, and Greenway Representation

Use of Products Produced: A draft of any documents, reports, studies, maps, signs, brochures etc. must be submitted to the **GREENWAY** for review prior to final production. When feasible, digital data shall be provided on a media and in a format suitable for use by the **GREENWAY**.

Grant of Rights: All rights, title, and interest to and including the rights of copyright in any reports, studies, photographs (and negatives), computer programs, websites, digital media, drawings, writings or other similar works or documents, along with all supporting data and materials (collectively the "Materials"), produced under this MOU will be owned jointly by the **GRANTEE** and **GREENWAY**.

Representations and Warranties: the **GRANTEE** represents and warrants that (i) the Materials will be originally and specifically developed by the **GRANTEE** for the **GREENWAY** in fulfillment of this Agreement; (ii) no part of the Materials will defame or libel, or infringe upon or violate any patent, copyright, trade secret, trademark, right of privacy or publicity, nondisclosure or any other proprietary or property rights of any third party; (iii) the **GRANTEE** is financially responsible and experienced in and competent to perform the type of work required hereunder, is familiar with all applicable laws, ordinances and regulations governing the work required hereunder; and is licensed pursuant to any applicable federal, state, or local licensing requirements; and (iv) the **GRANTEE** has the full power and authority to enter into and perform this Agreement and to grant the rights granted hereunder.

E. Acknowledgement

All final reports, maps, signs and documents shall note the financial contribution of the **GREENWAY** as follows: ("*Funded in Part by a Grant from the Hudson River Valley Greenway*") and the **GREENWAY** logo shall be displayed, which will be provided upon request. Final payment is contingent upon proof of final product displaying this acknowledgement.

F. Payments

(i) The **GRANTEE** shall submit Claim Forms to the **GREENWAY** for payment of services performed. (ii) No advance payments will be provided to any **GRANTEE**. (iii) No payment under this MOU will be made by the **GREENWAY** to the **GRANTEE** unless proof of performance of required services, programs, or accomplishments is provided. Payment shall be made upon audit and approval of the **GREENWAY** and the Comptroller of claim forms executed by an authorized officer of the **GRANTEE**. (iv) Eligible expenditures for the Project are those expenditures which are identified in the attached Schedule 1 and which are made in accordance with the applicable appropriation authority, and which have been incurred within the term of the MOU. (v) Any cost

overruns will not be paid by the **GREENWAY** and the **GREENWAY** is not committed to seeking additional appropriations or re-appropriation of funds and will not be responsible for the maintenance and operation of any facility which may be developed or equipment which may be purchased with the funds herein identified.

(vi) If the **GRANTEE** fails to submit a final report within 30 days after the expiration of this MOU, further reimbursements may be withheld by the **GREENWAY**, and all funds previously paid under this MOU may be due and owing. (vii) The **GREENWAY** shall not be liable for any expenses or obligations arising after the MOU termination date. (viii) Payment for Claim Forms submitted shall only be rendered electronically unless payment by paper check is expressly authorized by the Executive Director, in the Executive Director's sole discretion, due to extenuating circumstances. Such electronic payment shall be made in accordance with ordinary State procedures and practices. The **GRANTEE** shall comply with the State Comptroller's procedures to authorize electronic payments. Authorization forms are available at the State Comptroller's website at <http://www.osc.state.ny.us/vendors/index.htm>, by email at epunit@osc.state.ny.us, or by telephone at 518-474-4032. The **GRANTEE** acknowledges that it will not receive payment on any Claim Forms submitted under the agreement if it does not comply with the State Comptroller's electronic payment procedures, except where the Executive Director has expressly authorized payment by paper check as set forth above.

The **GREENWAY** will notify the **GRANTEE** if the Claim Form is incomplete or deficient. Upon authorization, the **GREENWAY** will process the request for payment. Payments will only be made for amounts greater than or equal to 20% of the total grant.

G. Final Payment

The final payment, not to exceed 10% (ten percent) of the grant award, shall be retained by the **GREENWAY** until the **GREENWAY** deems the work program complete and upon receipt of a satisfactory final report and all necessary materials summarizing the project (see Section V.H.). Verification of project completion and, when applicable, adoption of plans by the governing body, is required prior to the issuing of final payment.

H. Final Report

GRANTEE is required to submit a final report to receive final payment. The final report shall include verification of the completion of the project. Elements of the final report may include, but are not limited to, a narrative; copies of adopted plans, reports, or other publications acknowledging **GREENWAY** support and containing the **GREENWAY** logo (see Section V.E.); proof of formal adoption of plans by local government grantees; before and after photographs; sketches; maps; slides; engineering designs; and printed materials containing the **GREENWAY** logo and any other materials produced fully or in part with grant funds. Final reports may be submitted in either electronic or paper format and must contain a copy of publications or photographs of any products including kiosks and other interpretive structures produced using **GREENWAY** funds.

I. Consultants

The **GRANTEE** shall provide the **GREENWAY** with copies of any Request for Proposal (RFP) or of Request for Qualifications (RFQ) for consulting services related to this agreement. The **GRANTEE** shall notify the **GREENWAY** when a consultant has been selected.

Consultants or contractors engaged by the **GRANTEE** to carry out any part of the work program shall be the agents of the **GRANTEE**. There shall be no obligation between the **GREENWAY** and such agents. The **GRANTEE** agrees to comply with any and all of its adopted procurement policies with regard to the engagement of such agents and contractors, as well as all applicable state and federal requirements.

J. Expenditure Categories

Expenditures per cost category or line item may exceed the amounts indicated in the project budget up to ten percent (10%) or one thousand dollars (\$1,000), whichever is greater, without approval of the **GREENWAY**, provided that the Total Grant Funds and Total Matching Funds as set forth in **Schedule 1** are not changed. Any expenditure in excess of such 10% or \$1,000 or any change to the Total Grant Funds or Total Matching Funds shall, at the sole discretion of the Greenway, require either an amendment to the Agreement as set forth in Section VII or written approval from the Greenway.

K. Record Keeping and Reporting

The **GRANTEE** will maintain accurate records of expenditures for a period of three years after the project is completed. The **GREENWAY** may, for a period of three years after project completion, inspect the financial records related to the project.

L. Re-Granting

The **GRANTEE** may not use any grant funds to re-grant to individuals or other organizations.

M. Permits

The **GRANTEE** is responsible for and must acquire any and all federal, state and local permits required for the project. All new construction projects must meet the 2010 American's with Disabilities (ADA) Design Standards http://www.ada.gov/2010ADASTandards_index.htm.

VI. Completion of Agreement

No later than thirty days prior to the expiration date of this agreement, the **GRANTEE** shall

A. Notify the **GREENWAY** in writing that work will be completed pursuant to the term of the agreement.

OR

B. Present the **GREENWAY** with a proposed timetable for completion of any outstanding components of the scope of work beyond the agreement expiration date, and request a specific time extension during which time the project(s) will be completed.

OR

C. Notify the **GREENWAY** in writing that the **GRANTEE** is terminating the agreement and releases any remaining funds.

VII. IT IS MUTUALLY AGREED AND UNDERSTOOD BY AND BETWEEN THE SAID PARTIES THAT:

This MOU may only be modified, superseded or extended in writing and by mutual agreement of the **GREENWAY**, and the **GRANTEE**.

VIII. NOTICES

A. All notices permitted or required hereunder shall be in writing and shall be transmitted either:

- (i) via certified or registered United States mail, return receipt requested;
- (ii) by facsimile transmission;
- (iii) by personal delivery;
- (iv) by expedited delivery service; or
- (v) by e-mail.

Such notices shall be addressed to the parties indicated on the Face Page hereof or to such different addresses as the parties may from time-to-time designate.

B. Any such notice shall be deemed to have been given either at the time of personal delivery or, in the case of expedited delivery service or certified or registered United States mail, as of the date of first attempted delivery at the address and in the manner provided herein, or in the case of facsimile transmission or email, upon receipt.

C. The parties may, from time to time, specify any new or different address in the United States as their address for purpose of receiving notice under this Agreement by giving fifteen (15) days written notice to the other party sent in accordance herewith. The parties agree to mutually designate individuals as their respective representatives for the purposes of receiving notices under this Agreement. Additional individuals may be designated in writing by the parties for purposes of implementation and administration/billing, resolving issues and problems and/or for dispute resolution.

IX. Special Award Conditions

Special Award Conditions are identified on the Face Page hereof.

X. Effective Date and MOU Term

This MOU shall be effective when it is fully executed. The term of the MOU is identified on the Face Page hereof. The date of execution is the latest parties' signature date under the **In Witness Whereof** section identified on the Face Page hereof.

Schedule 1

Scope of Services and Budget

Note: You must save this form to your computer before filling it out. Forms must be completed using Adobe Acrobat 7.0 or higher.



HUDSON RIVER VALLEY GREENWAY

Barnabas McHenry, Chairman, Greenway Council
Sara Griffen, Acting Chair, Greenway Conservancy
Mark A. Castiglione, Acting Executive Director

Hudson River Valley Greenway Grant Application

PART A – GRANT TYPE

Please select the category of Hudson River Valley Greenway Grant program to which you are applying:

- Greenway Communities Grant Program: Open to all designated Greenway Communities
 Greenway Compact Grant: Open to communities that have adopted an approved Greenway Compact Plan

PART B – APPLICANT INFORMATION

1. Lead Applicant Community: (Fiscal Agent)

Village of: Cold Spring

In County: Putnam

NYS Vendor ID#: 1000002128

Federal Tax ID#: 14-6002137

Co-Applicant(s):

Select One of:

In County: Select One

Select One of:

In County: Select One

Select One of:

In County: Select One

2. Chief Elected Official & Lead Contact Information

Chief Elected Official of Lead Applicant Community: Ralph Falloon, Mayor
(Supervisor/Mayor/County Executive)

Mailing Address: Village Hall 85 Main Street

City: Cold Spring State: NY Zip: 10516

Phone: 845-265-3611 Fax:

Email: mayor@coldspringny.gov

Lead Contact Person (if different from Chief Elected Official): Jack L Goldstein

Title: Chair, Code Update Committee

Mailing Address: PO Box 18

City: Cold Spring State: NY Zip: 10516

Phone: 347-756-1208 Fax:

Email: jlgzoningupdatecommittee@gmail.com

PART C – GENERAL PROJECT INFORMATION

1. Project Name: Village of Cold Spring Code Update

2. Project Location: County/Counties: Putnam

City/Town/Village(s): Cold Spring

Site Address: Village Hall 85 Main Street Cold Spring, NY 10516

3. Applicant's Interest in Property (e.g. own, lease, easement, etc.): Whole Village

4. Project Costs:	Greenway Funds Requested:	\$	10,000.00
	Local Match:	\$	3,750.00
	Other Funding:	\$	100,000.00
	Total Project Cost:	\$	113,750.00

5. SEQRA Status – Please select the appropriate action type:

Type 1 Type 2 Unlisted Action

If a Determination of Significance has been made, what was the determination?

PART D – PROJECT DESCRIPTION & CONSISTENCY WITH GREENWAY GOALS

1. Project Description:

- (a) Please provide a brief, 50 word summary of the proposed project.

The Village seeks to amend its Village Code, subdivision regulations, and historic standards to encourage and enable future development and redevelopment that will save energy,

- (b) **With no more than 500 words**, please describe: (1) The location, need for and purpose of the project, and the deliverable that will be produced with Greenway grant funds. (2) How the proposed project advances each of the five "Greenway Criteria" that apply. The Greenway Criteria are: Natural and Cultural Resource Protection; Regional Planning; Economic Development; Public Access; Heritage and Environmental Education. You may attach photographs, maps, renderings, etc. (3) If the project is an intermunicipal or collaborative effort, briefly describe the partnerships and how the project reinforces regional planning or cooperation. Include an attachment if more space is needed.

The Village intends to use Greenway funds to augment NYSERDA grant CFA # 30400/Contract # 39523. Specifically, the funds will be used for additional consultants hours to permit extra meetings not covered under the NYSERDA grant.

This zoning code update is a prerequisite to approval of the Village Local Waterfront Revitalization Plan (LWRP), which was funded through a separate source but requires the updates to proceed. Proposed Zoning will focus on walkability, access to transit, and mixed-uses and compact building design, among other features. With funding from the DOS, Cold Spring has already made great progress. The Comprehensive Plan was adopted in January 2012. A Local Waterfront Revitalization Strategy was completed in November 2011.

All of the Greenway criteria (marked with X) are served by this project through the 13 coastal policies for the Developed, Natural, Public, and Working Waterfront, through plans for Future Land and Water Uses, and through specific projects including Dockside Park, the RiverWalk, improvements on the Village Garage site, trail connections, parking with railroad access, infrastructure, and more.

- (c) Is your project a plan or planning document? If "yes", include a proposed timetable for implementation (after completion of the document or plan), a description of the implementation steps, and whether funding sources for the implementation have been identified or secured. (100 words or fewer)

Yes. The timetable is being finalized but calls for approximately 18 months of evaluation and public input. Upon completion of the final Village Code, Zoning Map, and Historic District Amendments: a public hearing of the Village Board of Trustees will be held to consider responses received from the Putnam County Planning Board and submit final Village Code Amendments, Zoning Map, and Historic District Amendments incorporating feedback from the Village Board of Trustees meeting and Village Board hearing under Task 6.1. The Contractor shall submit meeting minutes and attendance list from Village Board of Trustees public hearing;

For Greenway Compact Grant Program Applications only:

If your municipality is a participating Greenway Compact community and applying under the Greenway Compact Grant Program, please answer the following:

2. Consistency with the Greenway Compact: Please list the name of the approved regional or county Greenway Compact Plan, and demonstrate how this project is consistent with the plan by citing specific sections or pages.

PART E – WORK PROGRAM, TIME LINE & BUDGET SUMMARY

Work Program & Time Line: Complete the information requested below and briefly list the proposed work program, by task, phase, or milestone and the timeline associated with the project. At a minimum, provide a start date and completion date for each project milestone (e.g. public input period, draft document completed, etc.). You may provide this information in an attachment. Under this grant program, reimbursable costs may **not** be incurred prior to the date of award.

Project Start Date: 04/01/2015

Expected Project Completion Date: 10/31/2016

	<u>Description</u>	<u>Start Date</u>	<u>Completion Date</u>
Phase/Task 1:	<u>Uses Code Review/Public Input Session</u>	<u>04/18/2015</u>	<u>07/11/2015</u>
Phase/Task 2:	<u>Appearance/Envir Code Changes/Pub.Input Session</u>	<u>07/11/2105</u>	<u>10/22/2015</u>
Phase/Task 3:	<u>Procedures Changes/Definitions/P₊</u>	<u>10/22/2015</u>	<u>12/29/2015</u>
Phase/Task 4:	<u>Public Review/Final rRport</u>	<u>12/29/2015</u>	<u>04/30/2016</u>

Budget Summary: Please identify the proposed expenditures of the project according to the following: (See worksheet below for budget and match detail)

Project Costs	Greenway Request	Applicant Match	Total
Contractual/Professional Services:	\$ 10,000.00	\$ 3,750.00	\$ 1,375.00
Equipment/Supplies/Materials:	\$ 0.00	\$ 0.00	\$ 0.00
Construction:	\$ 0.00	\$ 0.00	\$ 0.00
Land Acquisition:	\$ 0.00	\$ 0.00	\$ 0.00
Total:	\$ 10,000.00	\$ 3,700.00	\$ 13,750.00

(This must equal the amount in the "Total Greenway Request" line in Budget Detail)

(This must equal the amount in the "Total Local Match" line in Budget Detail)

Budget Detail for Local Match:

1. In-kind services (salaries, wages, travel/mileage):

Salaries:

Job Title: Committee Chair

Rate of Pay: \$ 75.00 /hr Hours 30.00 \$ 2,250.00

Hourly Wages:

Job Title: Committee Vice Chiar

Rate of Pay: \$ 50.00 /hr Hours 30.00 \$ 1,500.00

Volunteer Hours (valued at \$15 per hour):

Number of Volunteers: _____ Hours _____ \$ _____

Mileage (show rate and miles, rate may not exceed IRS limits):

_____ x _____ = \$ _____
(Rate) (Miles) (Amount)

Other Travel (specify): _____ \$ _____

Total In-Kind Services: \$ 3,750.00

Continued on next page

Budget Detail for Local Match Continued:

2. Land Acquisition:

\$ _____

3. Contractual/Professional Services (Please specify):

N/A

\$ _____ 0.00

\$ _____ 0.00

Total Contractual/Professional Services:

\$ _____ 0.00

4. Equipment/Supplies/Materials (Please specify):

N/A

\$ _____ 0.00

\$ _____ 0.00

Total Equipment/Supplies/Materials:

\$ _____ 0.00

5. Construction:

N/A

\$ _____ 0.00

\$ _____ 0.00

Total Construction:

\$ _____ 0.00

Total Local Match (#1 through #5):

\$ _____ 0.00

PART F - APPROVED MUNICIPAL RESOLUTIONS

1. *Greenway Community Resolution or Greenway Compact Local Law:*

Please attach a copy of the adopted municipal resolution endorsing the community's designation as a *Greenway Community*. A municipality must be a *Greenway Community* to receive funding under the Greenway Communities Grant program. For municipalities applying for a Greenway Compact Communities Grant, please attach a copy of the local law by which your community adopted the relevant county or regional Greenway Compact Plan.

2. *Municipal Grant Request Resolution*:*

An approved municipal resolution authorizing and endorsing this grant application must be provided before the application can be considered complete. A sample Municipal Grant Request resolution supporting a grant application is presented below:

Sample Municipal Resolution *(Please see attached)*

WHEREAS, the _____ (name of municipality) is applying to the Hudson River Valley Greenway for a grant under the Hudson River Valley Greenway Grant Program for a project entitled _____ (Project Name from Part C #1) to be located in _____ (town/village or city),

WHEREAS, the grant application requires the applicant municipality to obtain the approval/endorsement of the governing body of the municipality or municipalities in which the project will be located;

NOW, THEREFORE, be it resolved that the governing board of _____ (municipality) hereby does approve and endorse the application for a grant under the Hudson River Valley Greenway Grant Program, for a project known as _____ (Project Name from Part C #1) and located within this community.

_____ Date of Adoption

_____ Name of Municipal Clerk _____ Signature

*Note: If your Board does not meet until after the application deadline, please complete the following:

The municipal board will be considering a resolution for this project to be voted on the following date: _____. The resolution will be sent to the Greenway office within 48 hours of this meeting date.

PART G - CERTIFICATION

Elected Official Certification: Please read and sign the following. Digital signatures are acceptable.

"I hereby affirm under penalty of perjury that information provided on this form and attached statements and exhibits is true to the best of my knowledge and belief. False statements made herein are punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal law."

Applicant Name: J. Ralph Falloon, Mayor Title: Mayor

Signature: [Handwritten Signature] Date: 1/8/2015

Application Requirements & Checklist

Feb 6^{4/7}

All materials must be **postmarked or received via email by 5:00 pm on the grant deadline** for the application to be considered complete. Failure to include any of the required elements may make the application ineligible.

Instructions for hard copy submissions:

If making a hard copy submission please submit: One (1) complete original hard copy application packet including all required materials

AND one (1) digital version of the application packet on a CD-ROM

The application packet must contain the following to be considered complete:

- 1) Applicant is a Greenway Community or Greenway Compact Community **AND** has no other existing awarded grants under the category for which this application is to be submitted
- 2) Completed Application forms including signature by Elected Official
- 3) Municipal Grant Request Resolution or Pending Resolution Certification (See Part F)
- 4) **Supporting Information:** Where appropriate, include maps, photos, plans, drawings and other documents that highlight the need for this project.
- 5) **Letters of support** or participation from co-applicants or partners

Application materials will not be returned to the applicant.

Hard copy: (1) original hard copy and (1) CD ROM with completed application and related materials must be submitted to the following address:

***Address:** Hudson River Valley Greenway
625 Broadway - 4th Floor
Albany, NY 12207

OR

Email: Please email full application packet to hrvq@hudsongreenway.ny.gov

*Please note that due to building security, for hand delivery you must contact the Hudson River Valley Greenway office ahead of time to arrange delivery at 518-473-3835.



VILLAGE OF COLD SPRING

85 MAIN STREET, COLD SPRING, NY 10516

TEL: (845) 265-3611

FAX: (845) 265-1002

WEB: WWW.COLDSRINGNY.GOV

J. RALPH FALLOON, MAYOR
mayor@coldspringny.gov
MICHAEL BOWMAN, TRUSTEE
trustee.bowman@coldspringny.gov
BRUCE CAMPBELL, TRUSTEE
trustee.campbell@coldspringny.gov
CATHRYN FADDE, TRUSTEE
trustee.fadde@coldspringny.gov
STEPHANIE HAWKINS, TRUSTEE
Hawkins.ColdSpring@gmail.com

MARY SAARI, CLERK/TREASURER
vcsclerk@bestweb.net
ELLEN MAGEEAN, ACCOUNTANT
MICHAEL T. LIGUORI, ATTORNEY
WILLIAM BUJARSKI, BUILDING INSPECTOR
building@coldspringny.gov
CODE ENFORCEMENT TEL: (845) 265-3964
GREGORY R. PHILLIPS, WATER SUPERINTENDENT
vcswater@bestweb.net

Village of Cold Spring Resolution # 01-2015 Supporting a Hudson River

Greenway Grant Application

WHEREAS, the Village of Cold Spring is applying to the Hudson River Valley Greenway for a grant under the Greenway Communities Grant Program for a project entitled, "Village of Cold Spring Code Update, and located with this community;

WHEREAS, the grant application requires the applicant to obtain the approval/endorsement of the governing body of the municipality or municipalities in which the project will be located; and

NOW, THEREFORE BE IT RESOLVED, that the Village of Cold Spring Board of Trustees hereby does approve and endorse the application for a grant under the Greenway Communities Grant Program, for a project known as, "Village of Cold Spring Code Update" and located within this community.

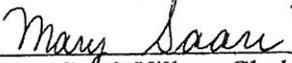
Trustee Bowman moved the foregoing Resolution # 01-2015, which was seconded by Trustee Fadde.

On roll call vote:

Trustee Stephanie Hawkins voting	ABSENT
Deputy Mayor/Trustee Bruce Campbell voting	YES
Trustee Michael Bowman voting	YES
Trustee Cathryn Fadde voting	YES
Mayor J. Ralph Falloon voting	ABSENT

Resolution # 01-2015 was officially adopted on January 6, 2015 by a vote 3-0-0-2 of the Village Board of Trustees.

I hereby certify that this a true and exact copy of a resolution passed by the Village of Cold Spring Board of Trustees at a public meeting held on January 6, 2015.



Mary Saari, Village Clerk
Dated: January 8, 2015



VILLAGE OF COLD SPRING

PUTNAM COUNTY, NEW YORK 10516 □ INCORPORATED APRIL 22, 1846
(914) 265-3611 □ FAX: (914) 265-1002

VILLAGE OF COLD SPRING, NY

Resolution# 98-7

Village Board of Trustees

Introduced by Trustee Mancari

Regular Meeting 7/14/98

Seconded by Trustee Kane

RESOLUTION # 98-7

The Village Board supports the aims of the Greenway Act as well as the process by which those aims are to be achieved and recognizes the potential for preservation and conservation of the Hudson River Valley and this Village as a part thereof. The Village Board endorses the designation of the Village of Cold Spring by the Greenway as a participating community under Chapter 748 of the Laws of 1991.

On roll call vote:

Trustee Edward Mancari	Voted Yes
Trustee Harold D. Kane, Jr.	Voted Yes
Trustee Anthony Patinella	Voted Yes
Trustee Thomas R. Valentine	Voted Yes
Mayor Anthony Phillips	Voted Yes

Resolution officially adopted July 14, 1998.

I hereby certify that this a true and exact copy of a resolution passed by the Board of Trustees of the Village of Cold Spring on July 14, 1998.

Signed: Mary Saari
Mary Saari, Village Clerk

Dated: February 23, 2006

Anthony C. Phillips, Mayor

Trustees: Anthony Patinella, Edward T. Mancari, Harold D. Kane, Jr., Thomas Valentine
Mary Saari, Clerk Anita Pidala, Village Treasurer Lawrence & Tomann, Attorney



VILLAGE OF COLD SPRING

85 MAIN STREET, COLD SPRING, NY 10516

TEL: (845) 265-3611

FAX: (845) 265-1002

WEB: WWW.COLDSRINGNY.GOV

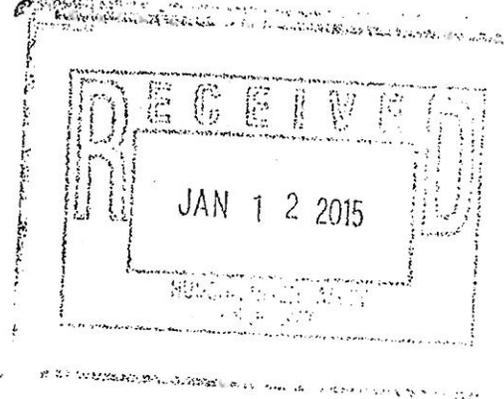
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mayor@coldspringny.gov
MICHAEL BOWMAN, TRUSTEE
trustee.bowman@coldspringny.gov
BRUCE CAMPBELL, TRUSTEE
trustee.campbell@coldspringny.gov
CATHRYN FADDE, TRUSTEE
trustee.fadde@coldspringny.gov
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Hawkins.ColdSpring@gmail.com

MARY SAARI, CLERK/TREASURER
vcsclerk@bestweb.net
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WILLIAM FLORENCE, INTERIM ATTORNEY
WILLIAM BUJARSKI, BUILDING INSPECTOR
building@coldspringny.gov
CODE ENFORCEMENT TEL: (845) 265-3964
GREGORY R. PHILLIPS, WATER SUPERINTENDENT
vcswater@bestweb.net

VIA Certified Mail, Return Receipt

January 8, 2015

Mark Castiglione, Acting Executive Director
Hudson River Greenway
625 Broadway- 4th Floor
Albany, NY 12207



RE: Greenway Communities Grant Application

Dear Director Castiglione,

Enclosed please find a hard copy and CD ROM containing a completed and signed application for a Greenway Communities Grant for Village of Cold Spring Code Updates. Per grant instructions, the following board resolutions are also enclosed:

- a. Resolution endorsing the designation of the Village of Cold Spring as a Greenway participating community
- b. Resolution approving the submission of this grant application.

The village appreciates your review of our application. Please feel free to contact me if you need additional information.

Sincerely,

Mary Saari, Village Clerk

Note: You must save this form to your computer before filling it out. Forms must be completed using Adobe Acrobat 7.0 or higher.



HUDSON RIVER VALLEY GREENWAY

Barnabas McHenry, Chairman, Greenway Council
Sara Griffen, Acting Chair, Greenway Conservancy
Mark A. Castiglione, Acting Executive Director

Hudson River Valley Greenway Grant Application

PART A – GRANT TYPE

Please select the category of Hudson River Valley Greenway Grant program to which you are applying:

- Greenway Communities Grant Program: Open to all designated Greenway Communities
 Greenway Compact Grant: Open to communities that have adopted an approved Greenway Compact Plan

PART B – APPLICANT INFORMATION

1. Lead Applicant Community: (Fiscal Agent)

Village of: Cold Spring

In County: Putnam

NYS Vendor ID#: 1000002128

Federal Tax ID#: 14-6002137

Co-Applicant(s):

Select One of:

In County: Select One

Select One of:

In County: Select One

Select One of:

In County: Select One

2. Chief Elected Official & Lead Contact Information

Chief Elected Official of Lead Applicant Community: Ralph Falloon, Mayor
(Supervisor/Mayor/County Executive)

Mailing Address: Village Hall 85 Main Street

City: Cold Spring State: NY Zip: 10516

Phone: 845-265-3611 Fax:

Email: mayor@coldspringny.gov

Lead Contact Person (if different from Chief Elected Official): Jack L Goldstein

Title: Chair, Code Update Committee

Mailing Address: PO Box 18

City: Cold Spring State: NY Zip: 10516

Phone: 347-756-1208 Fax:

Email: jlgzoningupdatecommittee@gmail.com

PART C - GENERAL PROJECT INFORMATION

1. Project Name: Village of Cold Spring Code Update

2. Project Location: County/Countries: Putnam

City/Town/Village(s): Cold Spring

Site Address: Village Hall 85 Main Street Cold Spring, NY 10516

3. Applicant's Interest in Property (e.g. own, lease, easement, etc.): Whole Village

4. Project Costs:	Greenway Funds Requested:	\$	10,000.00
	Local Match:	\$	3,750.00
	Other Funding:	\$	100,000.00
	Total Project Cost:	\$	113,750.00

5. SEQRA Status - Please select the appropriate action type:

Type 1 Type 2 Unlisted Action

If a Determination of Significance has been made, what was the determination?

PART D – PROJECT DESCRIPTION & CONSISTENCY WITH GREENWAY GOALS

1. Project Description:

- (a) Please provide a brief, 50 word summary of the proposed project.

The Village seeks to amend its Village Code, subdivision regulations, and historic standards to encourage and enable future development and redevelopment that will save energy, #

- (b) **With no more than 500 words**, please describe: (1) The location, need for and purpose of the project, and the deliverable that will be produced with Greenway grant funds. (2) How the proposed project advances each of the five "Greenway Criteria" that apply. The Greenway Criteria are: Natural and Cultural Resource Protection; Regional Planning; Economic Development; Public Access; Heritage and Environmental Education. You may attach photographs, maps, renderings, etc. (3) If the project is an intermunicipal or collaborative effort, briefly describe the partnerships and how the project reinforces regional planning or cooperation. Include an attachment if more space is needed.

The Village intends to use Greenway funds to augment NYSERDA grant CFA # 30400/Contract # 39523. Specifically, the funds will be used for additional consultants hours to permit extra meetings not covered under the NYSERDA grant.

This zoning code update is a prerequisite to approval of the Village Local Waterfront Revitalization Plan (LWRP), which was funded through a separate source but requires the updates to proceed. Proposed Zoning will focus on walkability, access to transit, and mixed-uses and compact building design, among other features. With funding from the DOS, Cold Spring has already made great progress. The Comprehensive Plan was adopted in January 2012. A Local Waterfront Revitalization Strategy was completed in November 2011.

All of the Greenway criteria (marked with X) are served by this project through the 13 coastal policies for the Developed, Natural, Public, and Working Waterfront, through plans for Future Land and Water Uses, and through specific projects including Dockside Park, the RiverWalk, improvements on the Village Garage site, trail connections, parking with railroad access, infrastructure, and more.

- (c) Is your project a plan or planning document? If "yes", include a proposed timetable for implementation (after completion of the document or plan), a description of the implementation steps, and whether funding sources for the implementation have been identified or secured. (100 words or fewer)

Yes. The timetable is being finalized but calls for approximately 18 months of evaluation and public input. Upon completion of the final Village Code, Zoning Map, and Historic District Amendments: a public hearing of the Village Board of Trustees will be held to consider responses received from the Putnam County Planning Board and submit final Village Code Amendments, Zoning Map, and Historic District Amendments incorporating feedback from the Village Board of Trustees meeting and Village Board hearing under Task 6.1. The Contractor shall submit meeting minutes and attendance list from Village Board of Trustees public hearing;

For Greenway Compact Grant Program Applications only:

If your municipality is a participating Greenway Compact community and applying under the Greenway Compact Grant Program, please answer the following:

2. Consistency with the Greenway Compact: Please list the name of the approved regional or county Greenway Compact Plan, and demonstrate how this project is consistent with the plan by citing specific sections or pages.

PART E – WORK PROGRAM, TIME LINE & BUDGET SUMMARY

Work Program & Time Line: Complete the information requested below and briefly list the proposed work program, by task, phase, or milestone and the timeline associated with the project. At a minimum, provide a start date and completion date for each project milestone (e.g. public input period, draft document completed, etc.). You may provide this information in an attachment. Under this grant program, reimbursable costs may **not** be incurred prior to the date of award.

Project Start Date: 04/01/2015

Expected Project Completion Date: 10/31/2016

	<u>Description</u>	<u>Start Date</u>	<u>Completion Date</u>
Phase/Task 1:	<u>Uses Code Review/Public Input Session</u>	<u>04/18/2015</u>	<u>07/11/2015</u>
Phase/Task 2:	<u>Appearance/Envir Code Changes/Pub.Input Session</u>	<u>07/11/2105</u>	<u>10/22/2015</u>
Phase/Task 3:	<u>Procedures Changes/Definitions/Pr</u>	<u>10/22/2015</u>	<u>12/29/2015</u>
Phase/Task 4:	<u>Public Review/Final rRport</u>	<u>12/29/2015</u>	<u>04/30/2016</u>

Budget Summary: Please identify the proposed expenditures of the project according to the following: (See worksheet below for budget and match detail)

Project Costs	Greenway Request	Applicant Match	Total
Contractual/Professional Services:	\$ 10,000.00	\$ 3,750.00	\$ 1,375.00
Equipment/Supplies/Materials:	\$ 0.00	\$ 0.00	\$ 0.00
Construction:	\$ 0.00	\$ 0.00	\$ 0.00
Land Acquisition:	\$ 0.00	\$ 0.00	\$ 0.00
Total:	\$ 10,000.00	\$ 3,700.00	\$ 13,750.00

(This must equal the amount in the "Total Greenway Request" line in Budget Detail)

(This must equal the amount in the "Total Local Match" line in Budget Detail)

Budget Detail for Greenway Funds Requested:

Contractual/Professional Services (Please specify):

Environmental/Planning/Legal \$ 10,000.00

\$ 0.00

\$ 0.00

Total Contractual/Professional Services: \$ 0.00

Equipment/Supplies/Materials (Please specify):

N/A \$ 0.00

\$ 0.00

\$ 0.00

Total Equipment/Supplies/Materials: \$ 0.00

Construction:

N/A \$ 0.00

\$ 0.00

\$ 0.00

Total Construction: \$ 0.00

Total Greenway Funds Requested: \$ 10,000.00

Budget Detail for Local Match:

1. In-kind services (salaries, wages, travel/mileage):

Salaries:

Job Title: Committee Chair

Rate of Pay: \$ 75.00 /hr Hours 30.00 \$ 2,250.00

Hourly Wages:

Job Title: Committee Vice Chair

Rate of Pay: \$ 50.00 /hr Hours 30.00 \$ 1,500.00

Volunteer Hours (valued at \$15 per hour):

Number of Volunteers: _____ Hours _____ \$ _____

Mileage (show rate and miles, rate may not exceed IRS limits):

_____ x _____ = \$ _____
(Rate) (Miles) (Amount)

Other Travel (specify): _____ \$ _____

Total In-Kind Services: \$ 3,750.00

Continued on next page

Budget Detail for Local Match Continued:

2. Land Acquisition:

\$ _____

3. Contractual/Professional Services (Please specify):

N/A

\$ _____ 0.00

\$ _____ 0.00

Total Contractual/Professional Services:

\$ _____ 0.00

4. Equipment/Supplies/Materials (Please specify):

N/A

\$ _____ 0.00

\$ _____ 0.00

Total Equipment/Supplies/Materials:

\$ _____ 0.00

5. Construction:

N/A

\$ _____ 0.00

\$ _____ 0.00

Total Construction:

\$ _____ 0.00

Total Local Match (#1 through #5):

\$ _____ 0.00

PART F - APPROVED MUNICIPAL RESOLUTIONS

1. *Greenway Community Resolution or Greenway Compact Local Law:*

Please attach a copy of the adopted municipal resolution endorsing the community's designation as a *Greenway Community*. A municipality must be a *Greenway Community* to receive funding under the Greenway Communities Grant program. For municipalities applying for a Greenway Compact Communities Grant, please attach a copy of the local law by which your community adopted the relevant county or regional Greenway Compact Plan.

2. *Municipal Grant Request Resolution**:

An approved municipal resolution authorizing and endorsing this grant application must be provided before the application can be considered complete. A sample Municipal Grant Request resolution supporting a grant application is presented below:

Sample Municipal Resolution (*Please see attached*)

WHEREAS, the _____ (name of municipality) is applying to the Hudson River Valley Greenway for a grant under the Hudson River Valley Greenway Grant Program for a project entitled _____ (Project Name from Part C #1) to be located in _____ (town/village or city),

WHEREAS, the grant application requires the applicant municipality to obtain the approval/endorsement of the governing body of the municipality or municipalities in which the project will be located;

NOW, THEREFORE, be it resolved that the governing board of _____ (municipality) hereby does approve and endorse the application for a grant under the Hudson River Valley Greenway Grant Program, for a project known as _____ (Project Name from Part C #1) and located within this community.

_____ Date of Adoption

_____ Name of Municipal Clerk _____ Signature

*Note: If your Board does not meet until after the application deadline, please complete the following:

The municipal board will be considering a resolution for this project to be voted on the following date: _____. The resolution will be sent to the Greenway office within 48 hours of this meeting date.

PART G - CERTIFICATION

Elected Official Certification: Please read and sign the following. Digital signatures are acceptable.

"I hereby affirm under penalty of perjury that information provided on this form and attached statements and exhibits is true to the best of my knowledge and belief. False statements made herein are punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal law."

Applicant Name: J. Ralph Falloon, Mayor

Title: Mayor

Signature: [Handwritten Signature]

Date: 1/8/2015

Application Requirements & Checklist

Feb 6^{4th}

All materials must be **postmarked or received via email by 5:00 pm on the grant deadline** for the application to be considered complete. Failure to include any of the required elements may make the application ineligible.

Instructions for hard copy submissions:

If making a hard copy submission please submit: One (1) complete original hard copy application packet including all required materials

AND one (1) digital version of the application packet on a CD-ROM

The application packet **must** contain the following to be considered complete:

- 1) Applicant is a Greenway Community or Greenway Compact Community **AND** has no other existing awarded grants under the category for which this application is to be submitted
- 2) Completed Application forms including signature by Elected Official
- 3) Municipal Grant Request Resolution or Pending Resolution Certification (See Part F)
- 4) **Supporting Information:** Where appropriate, include maps, photos, plans, drawings and other documents that highlight the need for this project.
- 5) **Letters of support** or participation from co-applicants or partners

Application materials will not be returned to the applicant.

Hard copy: (1) original hard copy and (1) CD ROM with completed application and related materials must be submitted to the following address:

*Address: Hudson River Valley Greenway
625 Broadway - 4th Floor
Albany, NY 12207

OR

Email: Please email full application packet to hrvg@hudsongreenway.ny.gov

*Please note that due to building security, for hand delivery you must contact the Hudson River Valley Greenway office ahead of time to arrange delivery at 518-473-3835.



VILLAGE OF COLD SPRING

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J. RALPH FALLOON, MAYOR
mayor@coldspringny.gov
MICHAEL BOWMAN, TRUSTEE
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MARY SAARI, CLERK/TREASURER
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ELLEN MAGEEAN, ACCOUNTANT
MICHAEL T. LIGUORI, ATTORNEY
WILLIAM BUJARSKI, BUILDING INSPECTOR
building@coldspringny.gov
CODE ENFORCEMENT TEL: (845) 265-3964
GREGORY R. PHILLIPS, WATER SUPERINTENDENT
vcswater@bestweb.net

Village of Cold Spring Resolution # 01-2015 Supporting a Hudson River

Greenway Grant Application

WHEREAS, the Village of Cold Spring is applying to the Hudson River Valley Greenway for a grant under the Greenway Communities Grant Program for a project entitled, "Village of Cold Spring Code Update, and located with this community;

WHEREAS, the grant application requires the applicant to obtain the approval/endorsement of the governing body of the municipality or municipalities in which the project will be located; and

NOW, THEREFORE BE IT RESOLVED, that the Village of Cold Spring Board of Trustees hereby does approve and endorse the application for a grant under the Greenway Communities Grant Program, for a project known as, "Village of Cold Spring Code Update" and located within this community.

Trustee Bowman moved the foregoing Resolution # 01-2015, which was seconded by Trustee Fadde.

On roll call vote:

Trustee Stephanie Hawkins voting	ABSENT
Deputy Mayor/Trustee Bruce Campbell voting	YES
Trustee Michael Bowman voting	YES
Trustee Cathryn Fadde voting	YES
Mayor J. Ralph Falloon voting	ABSENT

Resolution # 01-2015 was officially adopted on January 6, 2015 by a vote 3-0-0-2 of the Village Board of Trustees.

I hereby certify that this a true and exact copy of a resolution passed by the Village of Cold Spring Board of Trustees at a public meeting held on January 6, 2015.



Mary Saari, Village Clerk
Dated: January 8, 2015



VILLAGE OF COLD SPRING

PUTNAM COUNTY, NEW YORK 10516 ☐ INCORPORATED APRIL 22, 1846
(914) 265-3611 ☐ FAX: (914) 265-1002

VILLAGE OF COLD SPRING, NY

Resolution# 98-7

Village Board of Trustees

Introduced by Trustee Mancari

Regular Meeting 7/14/98

Seconded by Trustee Kane

RESOLUTION # 98-7

The Village Board supports the aims of the Greenway Act as well as the process by which those aims are to be achieved and recognizes the potential for preservation and conservation of the Hudson River Valley and this Village as a part thereof. The Village Board endorses the designation of the Village of Cold Spring by the Greenway as a participating community under Chapter 748 of the Laws of 1991.

On roll call vote:

Trustee Edward Mancari	Voted Yes
Trustee Harold D. Kane, Jr.	Voted Yes
Trustee Anthony Patinella	Voted Yes
Trustee Thomas R. Valentine	Voted Yes
Mayor Anthony Phillips	Voted Yes

Resolution officially adopted July 14, 1998.

I hereby certify that this a true and exact copy of a resolution passed by the Board of Trustees of the Village of Cold Spring on July 14, 1998.

Signed:

Mary Saari
Mary Saari, Village Clerk

Dated: February 23, 2006

Anthony C. Phillips, Mayor

Trustees: Anthony Patinella, Edward T. Mancari, Harold D. Kane, Jr., Thomas Valentine
Mary Saari, Clerk Anita Pidala, Village Treasurer Lawrence & Tomann, Attorney

